

ATTORNEYS AT LAW

(202) 772-8525

July 13, 2006

WRITER'S DIRECT NUMBER: INTERNET ADDRESS: BRIAND@SKGF.COM

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450 Art Unit 1636

Attn: Mail Stop Amendment

Re: U.S. Utility Patent Appl. No. 10/551,054; § 371 Date: September 23, 2005

(U.S. National Phase of Intl. Appl. No. PCT/EP04/003164); I.A. Date: March 25, 2004

Melan-A-Carrier Conjugates Inventors: Martin F. BACHMANN et al. Our Ref: 1700.0590000/BJD/WBC

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Information Disclosure Statement Filing Under 37 C.F.R. § 1.97(b);
- 2. Form PTO/SB/08B (9 pages) citing eighty-three (83) documents:
- 3. Copies of eighty-three (83) cited documents: NPL1-NPL83:
- 4. Form PTO-1449 (9 pages) citing sixty-seven (67) documents:
- 5. Copies of forty-three (43) cited documents: AL1-AP1; AL2-AP2; AL3-AP3; AL4-AP4; AL5-AP5; AL6-AP6; AL3-AP3; AL4-AP4; AL5-AP5; AL6-AP6; AL7-AP7; AL8-AP8; and AL9-AN9; and
- 6. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents July 13, 2006 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Brian J. Del Buono Attorney for Applicants Registration No. 42,473

BJD/WBC:cpn Enclosures

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUL 1 3 2006

In re application of:

Martin F. BACHMANN et al.

Appl. No.: 10/551,054

(U.S. National Phase of Intl. Appl. No.

PCT/EP04/003164)

Filed: September 23, 2005 (Int'l Filing Date: March 25, 2004)

For: Melan-A-Carrier Conjugates

Confirmation No.: 1432

Art Unit: 1636

Examiner: To Be Assigned

Attv. Docket: 1700.0590000/BJD/WBC

Information Disclosure Statement Filing Under 37 C.F.R. § 1.97(b)

Mail Stop Amendment

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

Listed on accompanying Forms PTO-1449 and PTO/SB/08B are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. Copies of documents AL1-AN9 and NPL1-NPL83 are submitted. However, in accordance with 37 C.F.R. § 1.98(a)(2), copies of U.S. patents and patent application publications, documents AA1-AB3, cited on the attached Form PTO-1449 are not submitted.

In accordance with 37 C.F.R. § 1.98(a)(3), Applicants' undersigned representative submits the following discussion of the relevance of the non-English language documents AO1 and AO3 cited on Form PTO-1449:

Document AO1, EP 0 201 416 B1, is in the French language. An English language abstract of document AO1 is attached as document NPL83.

Document AO3, WO 98/58751 A1, is in the French language. An English

language abstract of document AO3 is located on the face page of said document.

Where the publication date of a listed document does not provide a month of

publication, the year of publication of the listed document is sufficiently earlier than the

effective U.S. filing date and any foreign priority date so that the month of publication is

not in issue. Applicants have listed publication dates on the attached IDS Forms based

on information presently available to the undersigned. However, the listed publication

dates should not be construed as an admission that the information was actually

published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention

over any of the information provided herewith, and/or to prove that this information may

not be prior art, and/or to prove that this information may not be enabling for the

teachings purportedly offered.

This statement should not be construed as a representation that a search has been

made, or that information more material to the examination of the present patent

application does not exist. The Examiner is specifically requested not to rely solely on

the material submitted herewith.

This Information Disclosure Statement is being filed before the mailing date of a

first Office Action on the merits. No statement or fee is required.

- 3 - Martin F. BACHMANN *et al.*Appl. No.: 10/551,054
(U.S. National Phase of Intl. Appl. No. PCT/EP04/003164)

It is respectfully requested that the Examiner initial and return copies of the enclosed IDS Forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Brian J. Del Buono Attorney for Applicants Registration No. 42,473

Date: JJy 13, 2006

1100 New York Avenue, N.W. Washington, D.C. 20005-3934 (202) 371-2600

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FORM PTO-1449

FORM PTO-1449

INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO. 1700.0590000/BJD/WBC

March 25, 2004

APPLICATION NO. 10/551,054 (National Phase of Intl. Appl. No. PCT/EP04/003164)

FIRST NAMED INVENTOR Bachmann, M. PCT FILING DATE

EXAMINER		DOCUMENT	U.S. P.	ATENT DOCUMENTS			
INITIAL		NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
/MM/	AA1	4,722,840	02/02/1988	Valenzuela et al.			09/19/1985
	AB1	4,959,314	09/25/1990	Mark et al.			02/07/1985
	AC1	5,143,726	09/01/1992	Thornton et al.			11/20/1989
	AD1	5,565,548	10/15/1996	Neurath et al.			03/15/1993
	AE1	5,698,424	12/16/1997	Mastico et al.			§ 371 Date: 01/03/1995
	AF1	5,844,075	12/01/1998	Kawakami and Rosenberg			04/05/1995
	AG1	5,874,560	02/23/1999	Kawakami and Rosenberg			04/22/1994
	AH1	5,935,821	08/10/1999	Chatterjee et al.			11/21/1996
	Al1	5,939.598	08/17/1999	Kucherlapati et al.			07/30/1992
	AJ1	5,994,523	11/30/1999	Kawakami and Rosenberg			01/16/1998
V	AK1	6,025,470	02/15/2000	Valmori et al.			06/23/1997
			FOREIGN	PATENT DOCUMENTS			
XAMINER NITIAL		DOCUMENT NUMBER	DATE	COUNTRY .	CLASS	SUB-CLASS	TRANSLATIO
/MM/	AL1	EP 0 038 154 B1	10/21/1981	Europe			Y
	AM1	EP 0 385 610 B1	03/16/1994	Europe			Y
	AN1	EP 0 421 635 A1	04/10/1991	Europe			Y
	> AO1	EP 0 201 416 B1	04/10/1991	Europe			,
V	AP1	WO 92/13081 A1	08/06/1992	WIPO			Y
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FORM PTO-1449

INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO. 1700.0590000/BJD/WBC

APPLICATION NO. 10/551,054 (National Phase of Intl. Appl. No. PCT/EP04/003164)

FIRST NAMED INVENTOR Bachmann, M. PCT FILING DATE

March 25, 2004

	AA2 AB2	DOCUMENT NUMBER 6,231,864 B1	DATE	NAME	CLASS	CUD OLASS	
		6,231,864 B1				SUB-CLASS	FILING DATE
	AB2		05/15/2001	Birkett			02/11/1999
		6,270,778 B1	08/07/2001	Kawakami and Rosenberg			03/12/1999
	AC2	6,277,956 B1	08/21/2001	Valmori et al.			04/16/1998
	AD2	6,326,200 B1	12/04/2001	Valmori et al.			06/18/1998
	AE2	6,368,857 B1	04/09/2002	Valmori et al.			10/05/1999
	AF2	6,380,364 B1	04/30/2002	Mueller et al.			10/06/1999
	AG2	6,384,190 B1	05/07/2002	Valmori et al.			12/14/1999
	AH2	6,627,202 B2	09/30/2003	Murray			06/04/2001
	Al2	2003/0050268 A1	03/13/2003	Krieg and Berg			03/29/2002
	AJ2	6,537,560 B1	03/25/2003	Kawakami and Rosenberg			05/05/1998
V	AK2	2003/0082804 A1	05/01/2003	Valmori et al.			02/21/2001
			FOREIGN	PATENT DOCUMENTS		-	
EXAMINER NITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION
/MM/	AL2	EP 0 578 293 A1	01/12/1994	Europe			Ye N
	AM2	WO 94/14969 A1	07/07/1994	WIPO			Ye
	AN2	WO 95/29193 A2	11/02/1995	WIPO			Ye N
	AO2	WO 96/30523 A2	10/03/1996	WIPO			Ye N
V	AP2	WO 98/40100 A1	09/17/1998	WIPO			Ye N
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and not considered. Include copy of this form with next communication to Applicant.

ATTY. DOCKET NO. 1700.0590000/BJD/WBC APPLICATION NO. 10/551,054 (National Phase of Intl. Appl. No. PCT/EP04/003164)

FIRST NAMED INVENTOR Bachmann, M. PCT FILING DATE

March 25, 2004

ART UNIT To Be Assigned

U.S. PATENT DOCUMENTS **EXAMINER** DOCUMENT INITIAL /MM/ NAME CLASS SUB-CLASS FILING DATE NUMBER DATE Schiller et al. 04/13/2001 AA3 6.719.978 B2 04/13/2004 07/03/2001 AB3 6,965,017 B2 11/15/2005 Kawakami and Rosenberg AC AD ΑE AF AG ΔI AJ ΑK FOREIGN PATENT DOCUMENTS EXAMINER DOCUMENT DATE COUNTRY SUB-CLASS TRANSLATION INITIAL NUMBER CLASS Yes /MM/ WO 98/49195 A1 11/05/1998 WIPO AL3 No Yes WIPO WO 98/50071 A1 11/12/1998 **АМ3** No Yes WO 98/58951 A1 12/30/1998 WIPO AN3 No Yes WO 98/58751 A1 12/30/1998 WIPO AO3 No Yes WO 99/28478 A1 06/10/1999 WIPO AP3 No OTHER (Including Author, Title, Date, Pertinent Pages, etc.) AR AS AT **EXAMINER** DATE CONSIDERED 12/31/2007 /Mary Mosher/ EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance

ATTY. DOCKET NO. 1700.0590000/BJD/WBC APPLICATION NO. 10/551,054 (National Phase of Intl. Appl. No. PCT/EP04/003164)

FIRST NAMED INVENTOR Bachmann, M. PCT FILING DATE March 25, 2004

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/101101/	AL4	WO 99/40934 A1	08/19/1999	WIPO			N-
	AM4	WO 99/57289 A2	11/11/1999	WIPO			Ye: No
	AN4	WO 00/23955 A1	04/27/2000	WIPO			Ye Ne
	AO4	WO 00/32227 A2	06/08/2000	WIPO			Yes
V	AP4	WO 00/37610 A2	06/29/2000	WIPO			Ye
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ATTY. DOCKET NO. 1700.0590000/BJD/WBC APPLICATION NO. 10/551,054 (National Phase of Intl. Appl. No. PCT/EP04/003164)

FIRST NAMED INVENTOR Bachmann, M. PCT FILING DATE

March 25, 2004

EXAMINER INITIAL AA AB AC AC AD AE AF AG AH AJ AX EXAMINER INITIAL /MM/ AL5 AM5 AN5 AO5 AP5	DOCUMENT NUMBER	DATE	NAME	CLASS	SUB-CLASS	FILING DATE
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AN5 AO5	WO 00/39304 A2	07/06/2000	WIPO			Yes No
A05	WO 00/50461 A1	08/31/2000	WIPO			Yes No
14	WO 00/62800 A2	10/26/2000	WIPO			Yes No
AP5	WO 01/16320 A1	03/08/2001	WIPO			Yes No
	WO 01/22972 A2	04/05/2001	WIPO			Yes No
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FORM PTO-1449 INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO. 1700.0590000/BJD/WBC FIRST NAMED INVENTOR Bachmann, M. PCT FILING DATE ART UNIT March 25, 2004 To Be Assigned

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/MM/	AL6	WO 01/22990 A		WIPO	CLASS	30B-CLA33	Yes No
	AM6	WO 01/56603 A	1 08/09/2001	WIPO			Yes
	AN6	WO 01/58478 A	1 08/16/2001	WIPO			Yes
	AO6	WO 01/77158 A	1 10/18/2001	WIPO 1			Yes
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INFORMATION DISCLOSURE STATEMENT

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ATTY. DOCKET NO. 1700.0590000/BJD/WBC APPLICATION NO. 10/551,054 (National Phase of

FIRST NAMED INVENTOR Bachmann, M. PCT FILING DATE

March 25, 2004

Intl. Appl. No. PCT/EP04/003164)

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To Be Assigned

U.S. PATENT DOCUMENTS **EXAMINER** DOCUMENT INITIAL CLASS SUB-CLASS FILING DATE NUMBER DATE NAME AΑ AB AC AG AJ AK FOREIGN PATENT DOCUMENTS EXAMINER DOCUMENT INITIAL NUMBER DATE COUNTRY CLASS SUB-CLASS TRANSLATION /MM/ Yes WO 01/98333 A2 WIPO 12/27/2001 AL7 No Yes 02/21/2002 WO 02/14478 A2 WIPO AM7 No Yes WO 02/053141 A2 07/11/2002 WIPO AN7 No Yes WO 02/056905 A2 07/25/2002 WIPO A07 No Yes WO 02/056907 A2 07/25/2002 WIPO AP7 No OTHER (Including Author, Title, Date, Pertinent Pages, etc.) AR AS ΑТ EXAMINER DATE CONSIDERED 12/31/2007 /Mary Mosher/ EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance

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ATTY. DOCKET NO. 1700.0590000/BJD/WBC APPLICATION NO. 10/551,054 (National Phase of Intl. Appl. No. PCT/EP04/003164)

FIRST NAMED INVENTOR

Bachmann, M. PCT FILING DATE March 25, 2004

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. /MM/	AL8	WO 03/024480		WIPO			Yes
1	AM8	WO 03/024481	A2 03/27/2003	WIPO			Yes
	AN8	WO 03/031466	A2 04/17/2003	WIPO			Yes
	AO8	WO 03/039225	A2 05/15/2003	WIPO			Yes No
1/	AP8	WO 03/040164	A2 05/15/2003	WIPO			Yes
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FORM PTO-1449

INFORMATION DISCLOSURE STATEMENT

ATTY. DOCKET NO. 1700.0590000/BJD/WBC

March 25, 2004

APPLICATION NO. 10/551,054 (National Phase of Intl. Appl. No. PCT/EP04/003164)

FIRST NAMED INVENTOR Bachmann, M. PCT FILING DATE

/MM/ AL9 W0 03/059386 A2 07/24/2003 W/PO Y/Y AM9 W0 04/000351 A1 12/31/2003 W/PO Y/Y AN9 W0 04/007538 A2 01/22/2004 W/PO Y/Y AO N/Y Y/Y Y/Y					U.S. F	ATENT DOCUMEN	TS			
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AF AG AG AH AI AJ AJ AK EXAMINER INITIAL AMBER AMB WO 04/000351 A1 12/31/2003 WIPO ANB ANB WO 04/0007538 A2 01/22/2004 WIPO AP OTHER (Including Author, Title, Date, Pertinent Pages, etc.) EXAMINER AG AT AT AT DOCUMENT NUMBER COUNTRY CLASS SUB-CLASS TRANSLATION WIPO YMPO YMPO YMPO YMPO YMPO YMPO AP OTHER (Including Author, Title, Date, Pertinent Pages, etc.) DATE CONSIDERED 12/31/2007										
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AM9 W0 04/000351 A1 12/31/2003 WIPO YN AN9 W0 04/007538 A2 01/22/2004 WIPO YN AN9 AO AO AO AP AP OTHER (Including Author, Titie, Date, Pertinent Pages, etc.) AR AS AS AT AT DATE CONSIDERED 12/31/2007	/MM/	AL9	WO 03/0593	386 A2	07/24/2003	WIPO				Yes No
AN9 W0 04/007538 A2 01/22/2004 WIPO YN AC	-		WO 04/0003	351 A1	12/31/2003	WIPO		***		Yes
AC		AN9	WO 04/0075	538 A2	01/22/2004	WIPO				Yes No
AR AS AT EXAMINER /Mary Mosher/ AP OTHER (Including Author, Title, Date, Pertinent Pages, etc.) DATE CONSIDERED 12/31/2007										Yes
AR AS AT EXAMINER /Mary Mosher/ AND OTHER (Including Author, Title, Date, Pertinent Pages, etc.) DATE CONSIDERED 12/31/2007		1	 							Yes
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and not considered. Include copy of this form with next communication to Applicant.	EXAMINER: In	itial if refe	rence consider	ed, whet	her or not citation	n is in conformance with M	IPEP 609. Dra	w line thro	ough citation if no	t in conformance

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PTO/SB/08B (08-03) Approved for use through 07/31/2006, OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449/PTO	MADE	Complete if Known		
INFORMATION DISCLOSURE		Application Number	10/551,054 (National Phase of Intl. Appl. No. PCT/EP04/003164)	
		PCT Filing Date	March 25, 2004	
STATEMENT BY APPLICANT (Use as many sheets as necessary)		First Named Inventor	Martin F. BACHMANN	
		Art Unit	To Be Assigned	
		Examiner Name	To Be Assigned	
Sheet 1 of	9	Attorney Docket Number	1700.0590000/BJD/WBC	

		NON PATENT LITERATURE DOCUMENTS	
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	STATEMENT BY APPLICANT (Use as many sheets as necessary)			First Named Inventor	Martin F. BACHMANN		
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STATEMENT BY APPLICANT	First Named Inventor	Martin F. BACHMANN	
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Evenines	Cite	NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of	_
Examiner Initials*	No.1	include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume number, publisher, city and/or country where published	T ²
/MM/	NPL71	Taylor, K.M., et al., "Position-Dependent Processing of Peptides Presented on the Surface of Cowpea Mosaic Virus," Biol. Chem. 380:387-392, Walter de Gruyter (1999)	
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Substitute for form 1449/PTO Complete if Known 10/551,054 (National Phase of Intl. Application Number Appl. No. PCT/EP04/003164) INFORMATION DISCLOSURE PCT Filing Date March 25, 2004 STATEMENT BY APPLICANT Martin F. BACHMANN First Named Inventor (Use as many sheets as necessary) Art Unit To Be Assigned To Be Assigned Examiner Name

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		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume number, publisher, city and/or country where published	т
/MM/	NPL81	Zarour, H.M., et.al., "NY-ESO-1 119-143 is a Promiscuous Major Histocompatibility Complex Classs II-Helper Epitope Recognized by Th1- and Th2-Type Tumor-reactive CD4 'T Cells," Cancer Res. 62:213-218, American Association for Cancer Research (January 2002)	
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